

REMARKS

The Official Action of January 29, 2009, has been carefully reviewed. Reconsideration of the application in view of the above amendments and the following remarks is respectfully requested.

The claims have been amended to be directed to the elected subject matter (Z = pyridine) and as requested by the Examiner. For convenience in entry of the amendment, the claims have been canceled in their entirety and presented as new Claims 36-45. Support for this amendment is found in the specification, e.g. at page 6, lines 14-22; page 7, lines 7-11; page 8, lines 16-20; page 8, line 29 to page 9, line 7; page 11, line 16 to page 13, line 11; page 15, line 4 to page 16, line 9; and the claims of the application as filed.

Claims 36-45 are pending in the application.

I. Rejection of Claim 27 and 35 Under 35 U.S.C. § 112, Second Paragraph

Claim 27 and 35 stands rejected under 35 U.S.C. § 112, second paragraph, for indefiniteness.

The Examiner was concerned with respect to the terminology in the claims. Applicants respectfully assert that the specification fully enables such claim language and the claims particularly point out and distinctly claims the subject matter that they regard as their invention, but in the interest of compact prosecution, they have amended Claim 27 as requested by the Examiner to incorporate the definitions for such terms from the specification.

Accordingly, the rejection of Claims 27 and 35 under 35 U.S.C. § 112, second paragraph, for indefiniteness has been overcome.

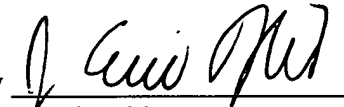
II. Allowable Subject Matter

Applicant gratefully acknowledge that Claims 32-33 are allowed.

Applicants respectfully contend that the application is allowable and a favorable response from the Examiner is earnestly solicited.

Respectfully submitted,

By



J. Eric Thies
Reg. No. 35,382
Attorney for Applicant
MERCK & CO., Inc.
P.O. Box 2000
Rahway, New Jersey 07065-0907
(732) 594-3904

Date: April 28, 2009